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**BARAFF, KOERNER, OLENDER & HOCHBERG, P.C.**

ATTORNEYS AT LAW

5335 WISCONSIN AVENUE, N.W., SUITE 300  
WASHINGTON, D.C. 20015-2000

(202) 686-3200

**B. JAY BARAFF**  
**ROBERT L. OLENDER**  
**JAMES A. KOERNER**  
**PHILIP R. HOCHBERG**  
**AARON P. SHAINIS**  
**LEE J. PELTZMAN**  
**MARK J. PALOHICK**  
**ALAN E. ARONOWITZ**

November 6, 1991

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DIVISION

OF COUNSEL  
ROBERT BENNETT LUBIC

FAX: (202) 686-8282

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Federal Communications Commission  
Office of the Secretary

**Ms. Donna R. Searcy**  
**Secretary**  
**Federal Communications Commission**  
**1919 M Street, N.W.**  
**Washington, D.C. 20554**

**Re: File No. BPH-910708ME**  
**South Waverly, PA**

Dear Ms. Searcy:

Transmitted herewith, on behalf of Shirley A. Penrod, applicant in the above-referenced proceeding are an original and four (4) copies of her Request for Extension of Time.

Should questions arise with respect to this matter, kindly communicate with the undersigned.

Very truly yours,



Robert L. Olender  
Counsel for  
**SHIRLEY A. PENROD**

RLO:bpt  
Enclosures  
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*NOV 18 1991*  
**FM EXAMINERS**

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NOV - 6 1991

Before the  
**Federal Communications Commission**  
Washington, D.C. 20554

Federal Communications Commission  
Office of the Secretary

In re Application of

SHIRLEY A. PENROD  
South Waverly, Pennsylvania

Application for a New FM  
Station on Channel 241A

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File No. BPH-910708ME

To: The Commission

REQUEST FOR EXTENSION OF TIME

Shirley A. Penrod, through counsel, herein requests an extension of time to and including November 14, 1991, in which to respond to the Petition to Deny filed by William F. O'Shaughnessy in the above-referenced proceeding. Undersigned counsel did not receive the Petition to Deny until October 30, 1991 as noted by the attached date-stamped front page of the document, due to an improper service address for undersigned counsel. The correct address is 5335 Wisconsin Avenue, N.W., Suite 300, Washington, D.C. 20015. As a result of this incorrect address, undersigned counsel was delayed in forwarding this Petition to his client and consequently insufficient time remains in which to properly and timely respond to this Petition.

Accordingly, the proper filing time should be computed from the receipt date of October 30, 1991 resulting in a filing deadline of November 14, 1991. Counsel for William O'Shaughnessy has consented to this extension.

Respectfully submitted,

**SHIRLEY A. PENROD**

By: 

Robert L. Olender  
Her Attorney

**BARAFF, KOERNER, OLENDER,  
& HOCHBERG, P.C.  
5335 Wisconsin Ave., N.W., Suite 300  
Washington, D.C. 20015**

**(202) 686-3200**

**November 6, 1991**

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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554

In re Application of	)	
SHIRLEY A. PENROD	)	File No. BPH-910708ME
South Waverly, Pennsylvania	)	
	)	
Application for a New FM	)	
Station on Channel 241A	)	
	)	
To: The Commission	)	

PETITION TO DENY

William F. O'Shaughnessy (WFOS), who has filed an application<sup>1/</sup> in competition with the above-captioned application, herewith, by his attorneys, requests that the Commission deny or specify an appropriate issue at the time of designation for hearing to determine whether the Penrod application is a sham which fraudulently fails to disclose the interest in her application of Robert J. Pfuntner of Elmira, New York, who owns WELM(AM) and WLVY(FM), Elmira; WABH(AM) and WVIN-FM, Bath, New York; WACK(AM), Newark, New York and--his most recent acquisition--WNNR(FM), Sodus, New York.<sup>2/</sup>

I. The Penrod South Waverly Application

The Penrod application reveals (Exhibit II-1) that Mrs. Penrod is the wife of Robert L. Penrod, "currently general manager" of Mr. Pfuntner's Bath, New York, stations. Figure 5 of the Penrod application's engineering exhibit shows that Ms.

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<sup>1/</sup> Mr. O'Shaughnessy's application is BPH-910703MK.

<sup>2/</sup> WNNR(FM) Ownership Report of September 24, 1990 (Official Notice Requested).

REC'D OCT 30 1991

**CERTIFICATE OF SERVICE**

I, Barbara P. Taylor, a secretary in the law firm of Baraff, Koerner, Olender & Hochberg, P.C., certify that on this 6th day of November, 1991, copies of the foregoing document were sent via first class U.S. mail, postage prepaid to the following:

Roy J. Stewart, Esq.\*  
Chief, Mass Media Bureau  
Federal Communications Commission  
1919 M Street, N.W.  
Room 314  
Washington, D.C. 20554

Charles W. Kelley, Esq.\*  
Chief, Enforcement Division  
Mass Media Bureau  
Federal Communications Commission  
2025 M Street, N.W.  
Suite 8202  
Washington, D.C. 20554

Rainer K. Kraus, Esq.  
Koteen & Naftalin  
1150 Connecticut Avenue, N.W.  
Suite 1000  
Washington, D.C. 20036

  
Barbara P. Taylor